IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH
AT HYDERABAD

(Special Original Jurisdiction)

TUESDAY, THE TWENTY SECOND DAY OF MARCH
TWO THOUSAND AND FIVE

PRESENT

THE HON'BLE MR JUSTICE N.V. RAMANA

-

WRIT PETITION NO : 23439 of 1997

Between:

N. Madhava rao s/o N.Rangaiah Naidu

Occ: Business, age 41 years,r/o Opp.MPLOOffice, Guntakal,

Anantapur District.

..... PETITIONER

AND

1. The Commissioner of Prohibition & Excise,

Govt. of A.P Nampally, Hyderabad.

2. The Assistant Commissioner of Prohibition and

Excose, Anantapur Town, Anantapur District AP

....RESPONDENTS

Petition under Article 226 of the Constitution of India praying that in the circumstances stated in the affidavit filed herein the High Court may be pleased to issue an appropriate Writ, order or Direction more fully one in the nature of a Writ of Mandamus declaring the proceedings of the 2nd respondent in Rc.No.414/97/B1

dated 10.09.1997 relating to IL & FL Retail shop No.35 of the petitioner bearing licence No.109/97-98 dated 25.5.1997 (G.No.35) situated at Opposite MPL office, Guntakal, Anantapur District as illegal and unenforceable and further declaring that the demand of licence fees for the period for which licence was not granted, is illegal, arbitrary, without jurisdiction and consequently direct the respondents to give remission proportionately up to 26.05.1997.

Counsel for the Petitioner: SMT.K.SESHARAJYAM

Counsel for the Respondents: G.P. for Prohibition and Excise

The Court made the following:

ORDER:

It is submitted by the learned counsel for the petitioner that the subject matter of this Writ Petition has become infructuous.

Recording the said submission, the Writ Petition is dismissed as having become infructuous. No costs.

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22-03-2005

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To

1. The Commissioner of Prohibition & Excise,

Govt. of A.P Nampally, Hyderabad

2. The Assistant Commissioner of Prohibition and

Excise, Anantapur Town, Anantapur District AP

3. 2 CCs to GP for Prohibition and Excise, High Court Buildings,

Hyderabad (OUT)

4. 2 CD copies.